

TODD KIM  
 Assistant Attorney General  
 SHEILA McANANEY (ILBN 6309635)  
 BRIAN D. SCHAAP (DCBN 1780655)  
 SAMANTHA M. RICCI (CABN 324517)  
 Trial Attorneys  
 Environmental Enforcement Section  
 Environment & Natural Resources Division  
 United States Department of Justice  
 P.O. Box 7611  
 Washington, D.C. 20044  
 Telephone: (202) 616-6535 (McAnaney)  
 Emails: Sheila.McAnaney@usdoj.gov  
 Brian.Schaap@usdoj.gov  
 Samantha.Ricci@usdoj.gov  
 MARK C. ELMER (DCBN 453066)  
 Senior Counsel  
 Environmental Enforcement Section  
 U.S. Department of Justice  
 999 18<sup>th</sup> Street, South Terrace, Suite 370  
 Denver, Colorado 80202  
 Telephone: (303) 844-1352  
 Email: Mark.Elmer@usdoj.gov

*Attorneys for Plaintiff United States of America*

(Counsel cont'd on next page)

UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA and )  
 PEOPLE OF THE STATE OF CALIFORNIA )  
 by and through CALIFORNIA REGIONAL )  
 WATER QUALITY CONTROL BOARD, )  
 SAN FRANCISCO BAY REGION, )  
 Plaintiffs, )  
 v. )  
 CITY AND COUNTY OF SAN FRANCISCO, )  
 Defendant. )

Case No: 3:24-cv-02594-AMO

**JOINT STIPULATION AND  
 [PROPOSED] ORDER EXTENDING  
 STAY OF LITIGATION DEADLINES**

Hon. Araceli Martinez-Olguin

1 ISMAIL J. RAMSEY (CABN 189820)  
2 United States Attorney  
3 PAMELA T. JOHANN (CABN 145558)  
4 Chief, Civil Division  
5 EKTA DHARIA (NYRN 5219860)  
6 Assistant United States Attorneys  
7 450 Golden Gate Avenue  
8 San Francisco, California 94102  
9 Telephone: (415) 436-7276  
10 Email: Ekta.Dharia@usdoj.gov  
11

12 *Attorneys for Plaintiff United States of America*

13 ROB BONTA  
14 Attorney General of California  
15 TRACY L. WINSOR  
16 Senior Assistant Attorney General of California  
17 MYUNG J. PARK  
18 Supervising Deputy Attorney General  
19 BRYANT B. CANNON (SBN 284496)  
20 MARC N. MELNICK (SBN 168187)  
21 Deputy Attorneys General  
22 1515 Clay Street, 20th Floor  
23 P.O. Box 70550  
24 Oakland, CA 94612-0550  
25 Telephone: (510) 879-0750  
26 Fax: (510) 622-2270  
27 E-mail: Marc.Melnick@doj.ca.gov  
28

*Attorneys for Plaintiff People of the State of  
California by and through the California Regional  
Water Quality Control Board, San Francisco Bay  
Region*

1 The Parties – Plaintiff United States of America (“United States”), Plaintiff People of  
 2 the State of California by and through the California Regional Water Quality Control Board,  
 3 San Francisco Bay Region (the “Regional Water Board”), Plaintiff-Intervenor San Francisco  
 4 Baykeeper (“Baykeeper”), and Defendant City and County of San Francisco (“City” or  
 5 “Defendant”) – request that the Court extend its June 3, 2024 Order (ECF No. 26) to allow the  
 6 Parties to continue productive settlement discussions. As noted in the Parties’ Joint Status  
 7 Report on ADR Process, the Parties have participated in four mediation sessions to date. (ECF  
 8 No. 28). Counsel for the Parties have met and conferred and reached the following stipulation:

- 9 1. The Parties agree that settlement discussions during the current stay of litigation  
 10 have been productive.
- 11 2. The Parties agree to continue productive settlement discussions through April 30,  
 12 2025, and have already scheduled meetings in January and February.
- 13 3. The Parties agree the Confidentiality terms of the Court’s June 3, 2024 Order should  
 14 continue to govern such discussions.

#### 15 **Stay of Litigation Deadlines**

- 16 1. The Parties request that all Case Management Conferences be deferred and any  
 17 otherwise applicable deadlines, including deadlines under Rules 12, 16, and 26 of the Federal  
 18 Rules of Civil Procedure, be stayed through April 30, 2025.
- 19 2. The Parties shall submit a joint status report by April 15, 2025, advising the  
 20 Court of the status of their efforts to resolve this matter without further litigation.
- 21 3. If any Party withdraws from the mediation process prior to April 15, 2025, the  
 22 Parties shall notify the Court within ten days of receiving written notice of withdrawal, and  
 23 simultaneously request the Court schedule a Case Management Conference and re-instate any  
 24 deadlines set under Civil L.R. 16-2(a).
- 25 4. Defendant shall answer or otherwise respond to the Complaint and Complaint-in-  
 26 Intervention filed in this action under Rule 12 by no later than 21 days after any Party  
 27 withdraws from the mediation process or May 21, 2025, whichever is earlier.

1 IT IS SO STIPULATED.

2  
3 Dated: 12/9/2024

FOR PLAINTIFF UNITED STATES OF  
AMERICA:

4  
5 By: s/ Sheila McAnaney

6 SHEILA McANANEY (ILBN 6309635)  
7 SAMANTHA M. RICCI (CABN 324517)  
8 Trial Attorneys  
9 U.S. Department of Justice  
10 Environment and Natural Resources Division  
11 Environmental Enforcement Section  
12 P.O. Box 7611  
13 Washington, DC 20044  
14 Telephone: (202) 616-6535 (McAnaney)  
15 Email: [sheila.mcananey@usdoj.gov](mailto:sheila.mcananey@usdoj.gov)

16  
17 FOR PLAINTIFF THE STATE OF  
18 CALIFORNIA:

19 By: s/ Marc N. Melnick

20 MARC N. MELNICK (SBN 168187)  
21 Deputy Attorney General  
22 Email: [Marc.Melnick@doj.ca.gov](mailto:Marc.Melnick@doj.ca.gov)  
23 1515 Clay Street, 20th Floor  
24 P.O. Box 70550  
25 Oakland, CA 94612  
26 Telephone: (510) 879-0750

27  
28 FOR PLAINTIFF-INTERVENOR SAN  
FRANCISCO BAYKEEPER:

By: s/ Nicole C. Sasaki

NICOLE C. SASAKI (SBN 298736)  
Staff Attorney  
Email: [nicole@baykeeper.org](mailto:nicole@baykeeper.org)  
1736 Franklin Street, Suite 800  
Oakland, CA 94612

FOR DEFENDANT CITY AND COUNTY OF  
SAN FRANCISCO:

By: s/ David S. Louk

DAVID CHIU (SBN 189542)  
City Attorney  
YVONNE R. MERE (SBN 173594)  
Chief Deputy City Attorney  
SARA J. EISENBERG (SBN 269303)  
Chief of Complex and Affirmative Litigation  
DAVID S. LOUK (SBN 304654)  
ROBB W. KAPLA (SBN 238896)  
ESTIE M. KUS (SBN 239523)  
Deputy City Attorney  
San Francisco City Attorney's Office  
1390 Market St., Fox Plaza 7th Floor  
San Francisco, CA 94102  
Telephones: (415) 355-0844 (Louk)  
(415) 554-4647 (Kapla)  
(415) 554-3924 (Kus)  
Facsimile: (415) 554-3924  
Emails: [david.louk@sfcityatty.org](mailto:david.louk@sfcityatty.org)  
[robb.kapla@sfcityatty.org](mailto:robb.kapla@sfcityatty.org)  
[estie.kus@sfcityatty.org](mailto:estie.kus@sfcityatty.org)

ANDREW C. SILTON (Pro Hac Vice)  
JOSHUA H. VAN EATON (Pro Hac Vice)  
Beveridge & Diamond, P.C.  
1900 N Street NW, Suite 100  
Washington, DC 20036  
Telephone: (202) 789-6000  
Facsimile: (202) 789-6190  
Emails: [asilton@bdlaw.com](mailto:asilton@bdlaw.com)  
[jvaneaton@bdlaw.com](mailto:jvaneaton@bdlaw.com)

**ATTESTATION**

Pursuant to Civil Local Rule 5-1(i)(3), the filer of this document attests that concurrence in the filing of this document has been obtained from the other signatories above.

s/ Sheila McAnaney

Sheila McAnaney

Trial Attorney

U.S. Department of Justice

Environment and Natural Resources Division

Environmental Enforcement Section

P.O. Box 7611

Washington, DC 20044

**PURSUANT TO STIPULATION, IT IS SO ORDERED:**

1. All proceedings in this matter, including Case Management Conferences and any otherwise applicable deadlines, are stayed through April 30, 2025.
2. The Parties shall submit a joint status report by April 15, 2025, advising the Court of the status of their efforts to resolve this matter through private mediation.
3. If any Party withdraws from the mediation process prior to April 15, 2025, the Parties shall notify the Court within ten days of receiving written notice of withdrawal, and simultaneously request the Court schedule a Case Management Conference and re-instate any deadlines set under Civil L.R. 16-2(a).
4. Defendant shall answer or otherwise respond to the Complaint and Complaint-in-Intervention filed in this action under Rule 4 by no later than 21 days after any Party withdraws from the mediation process or May 21, 2025, whichever is earlier.
5. Confidential information and settlement communications during the mediation process shall continue to be governed by the Confidentiality provisions in ADR L.R. 6.12 and the Court's Order of June 3, 2024 (ECF No. 26).

Date:

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Hon. Araceli Martinez-Olguin  
United States District Judge